

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF TENNESSEE

UNITED STATES BANKRUPTCY COURT  
WESTERN DIVISION  
RECEIVED

In re

Benskin, Mark & Company Inc

Case No. 89-22793

JUN 14 2021

Chapter 7

LISA H. HANEY  
CLERK OF COURT  
WESTERN DISTRICT OF TENN.

Debtor(s)

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**PRO SE MOTION FOR PAYMENT OF UNCLAIMED FUNDS**

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It appears to the Court that the following movant-claimant ("claimant") asserts entitlement to certain monies that have been paid over to the Clerk of the United States Bankruptcy Court as unclaimed funds in the amount of \$1,912.28.

Claimant's Name: Andrew V Grosso  
(Name) (Please Print)

Claimant's Address: P.O. Box 1284  
(Street address) (Please Print)

Salado TX 76571  
(City, State, and Zip Code) (Please Print)

**\*\*\* Claimant must attach copy of official government photo ID or social security card\*\*\*  
to this motion.**

The movant-claimant certifies, under penalty of perjury, that he/she is entitled to receive the requested funds based upon (check the box(es) that apply):

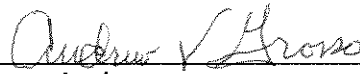
- ☒ The claimant is the owner of said funds and appears as the owner on the records of the Court. **(Claimant does not need to appear unless a notice of hearing is issued.)**
- ☐ The claimant is seeking to claim funds deposited in the name of another individual or business or corporation, as evidenced by the attached Affidavit and other identifying documents. **(Claimant must appear on court date.)**
- ☐ The claimant is the personal representative of the owner's estate or the sole heir of the owner who is deceased, as evidenced by the attached Affidavit and other identifying documents. **(Claimant must appear on court date.)**
- ☐ The claimant is the assignee or successor-in-interest of the owner's claim to said funds, as evidenced by the attached Affidavit or Assignment of Right. **(Claimant must appear on court date.)**

This motion is submitted with the necessary documents to prove claimant's identity and status, and the owner's claim of entitlement. (Documents may include power of attorney, formal assignment, letter of appointment, court order, death certificate, probate documents, drivers

license, social security card, proof of rights to claim, etc.)

The claimant also certifies that a reasonable investigation has been conducted. The funds have not been previously paid; are not in dispute; no other motion is pending for recovery of funds; and claimant/owner is entitled to funds or has the authority to collect the funds as evidenced by proper attachments.

Claimant requests that the Court enter an Order directing payment of the unclaimed funds described above to the claimant in accordance with the documents submitted in support of the application.

  
\_\_\_\_\_  
Claimant's signature  
P.O. Box 1284  
\_\_\_\_\_  
Address  
Salado TX 76571  
\_\_\_\_\_  
City, State, Zip Code  
(254) 947-0292  
\_\_\_\_\_  
Telephone number (including area code)  
5/24/2021  
\_\_\_\_\_  
Date

\*\*\* This motion may be continued from time to time by oral announcement made in open court. The Court will prepare the order granting or denying the motion after the hearing date. Checks typically will be processed and mailed to claimant at the above address within six to eight weeks after the hearing.

Fill in this information to identify the case:

Debtor 1 Benskin, Mark & Company, Inc.  
 First Name Middle Name Last Name

Debtor 2 \_\_\_\_\_  
 (Spouse, if filing) First Name Middle Name Last Name

**United States Bankruptcy Court for the Western District of Tennessee**

Case number: 89-22793

**TNWB LBF 1340 (01/20)**

## APPLICATION FOR PAYMENT OF UNCLAIMED FUNDS

### 1. Claim Information

For the benefit of the Claimant(s)<sup>1</sup> named below, application is made for the payment of unclaimed funds on deposit with the court. I have no knowledge that any other party may be entitled to these funds, and I am not aware of any dispute regarding these funds.

Note: If there are joint Claimants, complete the fields below for both Claimants.

Amount:	\$1,912.28
Claimant's Name:	Andrew V Grosso
Claimant's Current Mailing Address, Telephone Number, and Email Address:	P.O. Box 1284 Salado TX 76571 (254) 947-0292

### 2. Applicant Information

Applicant<sup>2</sup> represents that Claimant is entitled to receive the unclaimed funds because (*check the statements that apply*):

- ☒ Applicant is the Claimant and is the Owner of Record<sup>3</sup> entitled to the unclaimed funds appearing on the records of the court.
- ☐ Applicant is the Claimant and is entitled to the unclaimed funds by assignment, purchase, merger, acquisition, succession or by other means.
- ☐ Applicant is Claimant's representative (e.g., attorney or unclaimed funds locator).
- ☐ Applicant is a representative of the deceased Claimant's estate.

### 3. Supporting Documentation

- ☒ Applicant has read the court's instructions for filing an Application for Unclaimed Funds and is providing the required supporting documentation with this application.

<sup>1</sup> The Claimant is the party entitled to the unclaimed funds.

<sup>2</sup> The Applicant is the party filing the application. The Applicant and Claimant may be the same.

<sup>3</sup> The Owner of Record is the original payee.

**4. Notices to Parties and U. S. Attorney**

- ☒ Applicant has sent a copy of this application and supporting documentation to debtor(s), attorney for debtor(s), the original creditor, and also for the U. S. Attorney for the Western District of Tennessee, at the following address:

U. S. Attorney for the  
Western District of Tennessee  
167 North Main Suite 800  
Memphis, TN 38103

**5. Applicant Declaration**

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Date: 5/24/2021

Andrew V. Grosso  
Signature of Applicant

Andrew V Grosso

Printed Name of Applicant

Address: P.O. Box 1284  
Salado TX 76571

Telephone: (254) 947-0292

Email: \_\_\_\_\_

**5. Co-Applicant Declaration (if applicable)**

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Date: \_\_\_\_\_

Signature of Co-Applicant (if applicable)

N/A

Printed Name of Co-Applicant (if applicable)

Address:

Telephone: \_\_\_\_\_

Email: \_\_\_\_\_

**6. Notarization**

STATE OF TEXAS

COUNTY OF BEL

This Application for Unclaimed Funds, dated 05.24.2021 was subscribed and sworn to before me this 24 day of MAY, 2021 by

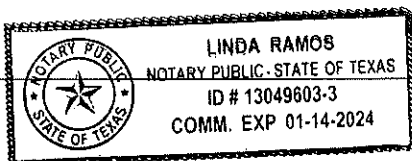
ANDREW V. GROSSO  
who signed above and is personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument. WITNESS my hand and official seal.

(SEAL)

Notary Public

Linda Ramos

My commission expires: 01.14.2024

**6. Notarization**

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

This Application for Unclaimed Funds, dated \_\_\_\_\_ was subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ by

who signed above and is personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument. WITNESS my hand and official seal.

(SEAL)

Notary Public \_\_\_\_\_

My commission expires:

Document Page 5 of 5  
**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on the date designated below, a true and correct copy of the foregoing application with all required documentation was mailed to:

U. S. Attorney for the  
Western District of Tennessee  
167 North Main Suite 800  
Memphis, TN 38103

Debtor's Name Benskin, Mark & Company, Inc.  
and Address: 1101 John A. Denie Road  
Memphis, TN 38134

Debtor's Attorney's Name N/A  
and Address:

Original Creditor's Name Andrew V Grosso  
and Address: P.O. Box 1284  
Salado TX 76571

Names and addresses of any other parties served:

5/24/2021  
(Date)

Andrew V Grosso  
(Signature)

Andrew V Grosso  
(Name Printed)

P.O. Box 1284  
(Street or P O Box Address)

Salado  
(City)

TX  
(State)

76571  
(Zip Code)